

Message Text

CONFIDENTIAL

PAGE 01 STATE 123025

ORIGIN L-03

INFO OCT-01 EUR-12 IO-13 ISO-00 OES-07 ACDA-07 AGRE-00
AID-05 CEA-01 CEQ-01 CG-00 CIAE-00 EPG-02 COME-00
DLOS-09 DODE-00 DOTE-00 EB-07 EPA-01 ERDA-05
FEAE-00 FMC-01 TRSE-00 H-01 INR-07 INT-05 JUSE-00
NSAE-00 NSC-05 NSF-01 OMB-01 PA-01 PM-04 PRS-01
SP-02 SS-15 USIA-06 SSO-00 NSCE-00 INRE-00 /124 R

DRAFTED BY L/OES:RJBETTAUER:MERS

APPROVED BY L - HERBERT J. HANSELL

EUR - MR. VINE

OES/OFA - MS. CLARK-BORNE

-----271622Z 084410 /41

O R 271536Z MAY 77

FM SECSTATE WASHDC

TO AMEMBASSY OTTAWA IMMEDIATE

INFO USMISSION USUN NEW YORK

C O N F I D E N T I A L STATE 123025

USUN FOR LOS DEL

E.O. 11652: GDS

TAGS: EFIS, CA

SUBJECTINTERNATIONAL PACIFIC SALMON FISHERIES
COMMISSION

1. ON MAY 26, DEPARTMENT LEGAL ADVISER HANSELL, EUR
DEPUTY ASSISTANT SECRETARY VINE AND BETTAUER (L/OES)
PRESENTED TO CANADIAN AMBASSADOR JACK H. WARREN AND
COUNSELOR LORNE S. CLARK AIDE-MEMOIRE, TEXT OF WHICH IS
CONTAINED PARA 2 BELOW. HANSELL INTRODUCED SUBJECT AND
EMPHASIZED NEED TO FIND SOLUTION THAT AVOIDED, TO
EXTENT POSSIBLE, DIFFICULTY BETWEEN TWO GOVERNMENTS. HE
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 STATE 123025

INDICATED PRESIDENT'S STRONG COMMITMENT TO PROTECT U.S.
INDIAN RIGHTS, AND NOTED PROBLEM WAS HOW TO ALLOCATE U.S.
SHARE OF FISH. VINE EMPHASIZED THAT WE WOULD UNDERTAKE
DOMESTICALLY TO REGULATE U.S. TREATY INDIAN FISHERMEN TO
ENSURE THAT OVERALL US PROPORTION OF SALMON WAS KEPT SAME
AS PERMITTED UNDER CONVENTION. WARREN SAID THIS WAS
IMPORTANT POINT, BUT CANADIAN AUTHORITIES MIGHT WISH TO

KNOW DETAILS OF HOW U.S. DOMESTIC REGULATIONS WOULD WORK IN ORDER TO BE ASSURED U.S. FISHERY WOULD NOT BE IN EXCESS OF CONVENTION AMOUNT. WARREN AND CLARKE WERE GENERALLY SYMPATHETIC, RECOGNIZED THE SERIOUS DOMESTIC PROBLEM FACED BY U.S., PROMISED THEY WOULD IMMEDIATELY TRANSMIT NOTE, BUT SAID THEY DID NOT KNOW WHAT RESPONSE OF CANADIAN GOVERNMENT WOULD BE.

2. BEGIN TEXT OF NOTE: THE DEPARTMENT OF STATE REFERS THE EMBASSY OF CANADA TO ITS AIDE-MEMOIRE OF MAY 9, 1977, CONCERNING THE CONVENTION BETWEEN THE UNITED STATES AND CANADA FOR THE PROTECTION, PRESERVATION AND EXTENSION OF THE SOCKEYE SALMON FISHERIES IN THE FRASER RIVER SYSTEM, AS AMENDED.

IN THE MAY 9 AIDE-MEMOIRE, THE EMBASSY OF CANADA INDICATED THAT CANADIAN AUTHORITIES ARE CONCERNED ABOUT THE REACTIONS TO MODIFICATIONS OF THE TENTATIVE REGULATORY RECOMMENDATIONS OF THE IPSFC SET FORTH IN EXCHANGES OF NOTES OF JANUARY 12, 1977, MARCH 15, 1977, AND MARCH 21, 1977, BETWEEN THE TWO GOVERNMENTS. THE MAY 9 AIDE-MEMOIRE FURTHER INDICATED THAT THE CANADIAN AUTHORITIES WOULD HAVE TO REVIEW THEIR POSITIONS CONCERNING THE PROPOSED MODIFICATIONS UNLESS THEIR CONCERNS WERE MET. THE DEPARTMENT OF STATE, NEVERTHELESS, CONSIDERS THAT THE UNDERSTANDING REACHED IN THE EXCHANGES OF NOTES PRIOR TO MAY 9 WAS APPROPRIATE AND DESIRABLE.

SHOULD THIS UNDERSTANDING NOT BE IMPLEMENTED EITHER BY THE GOVERNMENT OF CANADA OR BY THE COMMISSION, THE
CONFIDENTIAL

CONFIDENTIAL

PAGE 03 STATE 123025

DEPARTMENT BELIEVES THAT THE MAXIMUM PROSPECT OF AVOIDING DIFFICULTIES BETWEEN THE TWO GOVERNMENTS IN THIS EXTREMELY SENSITIVE AND URGENT MATTER WOULD BE TO AGREE TO A JOINT INTERPRETATION OF THE CONVENTION EXCLUDING THE CONCERNED NORTHWEST U.S. INDIAN TRIBES FROM COVERAGE. FAILING THIS, THE UNITED STATES WOULD CONSIDER ACHIEVING THE SAME RESULT AS WAS AGREED IN THAT UNDERSTANDING THROUGH THE EXERCISE OF ITS AUTHORITY UNDER ARTICLE VI OF THE CONVENTION, AS AMENDED, NOT TO APPROVE THE REGULATIONS OF THE COMMISSION WITH RESPECT TO THOSE INDIAN TRIBES. THE UNITED STATES WOULD UNDERTAKE TO REGULATE THE FISHING OF THESE INDIANS PURSUANT TO DOMESTIC AUTHORITY IN ORDER TO ENSURE THEIR FISHING IS NOT IN EXCESS OF THE AMOUNT THAT HAD BEEN ENVISAGED IN THE PREVIOUS UNDERSTANDING.

THE UNITED STATES VIEWS THIS PROBLEM AS ONE THAT COULD BEST BE SOLVED IN THE LONG RUN IN THE CONTEXT OF AN OVER-ALL PACIFIC SALMON AGREEMENT. THE DEPARTMENT REMAINS READY TO RESUME NEGOTIATIONS ON THIS IMPORTANT MATTER

AT THE EARLIEST POSSIBLE TIME. END TEXT OF NOTE. VANCE

CONFIDENTIAL

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TEXT, AIDE MEMOIRE, FISHING AGREEMENTS, FISHING LIMITS
Control Number: n/a
Copy: SINGLE
Sent Date: 27-May-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE123025
Document Source: CORE
Document Unique ID: 00
Drafter: RJBETTAUER:MERS
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D770190-0387
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t1977058/aaaaagug.tel
Line Count: 117
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: c8864698-c288-dd11-92da-001cc4696bcc
Office: ORIGIN L
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 27-Dec-2004 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2600976
Secure: OPEN
Status: NATIVE
Subject: INTERNATIONAL PACIFIC SALMON FISHERIES COMMISSION
TAGS: EFIS, CA, US
To: OTTAWA
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/c8864698-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009